

RCE MAN

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Attorney Docket No. SMD-002 This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. NOTES RCE v. CPA: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was: filed prior to May 29, 2000 may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for term adjustment provisions of the AIPA. FEE AND SUBMISSION REQUIRED: A submission as used in this section includes, but is not limited to, an information statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability, an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114 RCE APPLIES TO: An application in which prosecution is closed (see 37 C.F.R. § 1.114 (b)). RCE DOES NOT APPLY TO: (1) A provisional application, (2) an application for a utility or plant patent filed under 35 U.S before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design (5) a patent under reexamination (see 37 C.F.R. 1.114(e)). SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114 Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on	RE	QUEST FOR CONTINUED EX	CAMINATION (RC)	
ADDRESS TO: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. NOTES RCE v. CPA: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000 may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for term adjustment provisions of the AIPA. FEE AND SUBMISSION REQUIRED: A submission as used in this section includes, but is not limited to, an information statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability, an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. § 1.114 RCE APPLIES.TO: An application in which prosecution is closed (see 37 C.F.R. § 1.114(b)). RCE DOES NOT APPLY TO: (1) A provisional application, (2) an application for a utility or plant patent filed under 35 U.S before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design (5) a patent under reexamination (see 37 C.F.R. 1.114(e)). SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114 Enter and consider the unentered amendment under 37 C.F.R. § 1.116 previously filed on	ADDRES			E) TRANSMITTAL
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c. Amendment/Response enclosed.	an Office RCE AP RCE DO before Jun	an amendment to the written description, claims, or draw action under 35 U.S.C. 132 is outstanding, the submission PLIES TO: An application in which prosecution is closed ES NOT APPLY TO: (1) A provisional application; (2) application filed under 3: 1995; (3) an international application filed under 3:	Ings, new arguments, or new evident must meet the reply requirements of the second of	§ 1.111 (see 37 C.F.R. 1.114 (c)). ant patent filed under 35 U.S.C. 111(a) an application for a design patent, or
	a.	Enter and consider the unentered amendment Consider the arguments in the Appeal Brief or Amendment/Response enclosed.	under 37 C.F.R. § 1.116 previ	
i. PTO-1449	a.	Enter and consider the unentered amendment Consider the arguments in the Appeal Brief or Amendment/Response enclosed. Affidavit(s)/Declaration(s) enclosed.	under 37 C.F.R. § 1.116 previ r Reply Brief previously filed	
ii. Copies of IDS Citations	a.	Enter and consider the unentered amendment Consider the arguments in the Appeal Brief of Amendment/Response enclosed. Affidavit(s)/Declaration(s) enclosed. Information Disclosure Statement (IDS) enclosed.	under 37 C.F.R. § 1.116 previ r Reply Brief previously filed	
i. U Otner	a.	Enter and consider the unentered amendment Consider the arguments in the Appeal Brief of Amendment/Response enclosed. Affidavit(s)/Declaration(s) enclosed. Information Disclosure Statement (IDS) enclosed PTO-1449 Copies of IDS Citations	under 37 C.F.R. § 1.116 previ r Reply Brief previously filed	
2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114	a.	Enter and consider the unentered amendment Consider the arguments in the Appeal Brief or Amendment/Response enclosed. Affidavit(s)/Declaration(s) enclosed. Information Disclosure Statement (IDS) enclo	under 37 C.F.R. § 1.116 previ r Reply Brief previously filed	
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a. Small entity status	a.	Enter and consider the unentered amendment Consider the arguments in the Appeal Brief or Amendment/Response enclosed. Affidavit(s)/Declaration(s) enclosed. Information Disclosure Statement (IDS) enclo PTO-1449 Copies of IDS Citations Other FEE REQUIRED UNDER 37 C.F.R.	under 37 C.F.R. § 1.116 previ r Reply Brief previously filed osed.	
 a. Small entity status i. was established in the prior nonprovisional application. ii. sestablished herewith by the enclosed written assertion of entitlement to small entity status 	a.	Enter and consider the unentered amendment Consider the arguments in the Appeal Brief or Amendment/Response enclosed. Affidavit(s)/Declaration(s) enclosed. Information Disclosure Statement (IDS) enclosed PTO-1449 Copies of IDS Citations Other FEE REQUIRED UNDER 37 C.F.R. Small entity status was established in the prior nonprovis	under 37 C.F.R. § 1.116 previously filed previously filed posed. § 1.114 ional application.	on

The Commissioner is hereby authorized to charge the required fee(s), i.e., \$____, to Deposit Account No.07-

The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this

submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 07-1700.

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395.00 OP

A check in the amount of \$455.00 is enclosed.

Request For Continued Examination (RCE) Transmittal Serial No. 09/912,403 Page 2 of 2

a. Return Receipt I b. Other	Oostcard enclosed.		
CORRESPONDENCE ADDRESS		SIGNATURE BLOCK	
Direct all correspondence to:	Patent Administrator Goodwin Procter LLP Exchange Place Boston, MA 02109 Tel. No.: (617) 570-1000 Fax No.: (617) 523-1231 Customer No. 051414	Date: December 5, 2005 Reg. No. 56,401 Tel. No.: (617) 570-1057 Fax No.: (617) 523-1231	Joel E. Lehrer Attorney for Applicant Goodwin Procter LLP Exchange Place Boston, MA 02109

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